

**A RESOLUTION
AS SUBSTITUTED BY FINANCE/EXECUTIVE COMMITTEE**

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A SOLE SOURCE AGREEMENT WITH TEMPLETON & ASSOCIATES, INC. FOR TROJAN UV SYSTEM REPLACEMENT PARTS, SERVICE AND REPAIR ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT/BUREAU OF WASTEWATER TREATMENT AND COLLECTIONS, IN AN AMOUNT NOT TO EXCEED FIVE HUNDRED THOUSAND DOLLARS (\$500,000.00); ALL CONTRACT WORK SHALL BE CHARGED TO AND PAID FROM VARIOUS FUND DEPARTMENT ORGANIZATION AND ACCOUNT NUMBERS; AND FOR OTHER PURPOSES.

WHEREAS; Ultra Violet systems ("UV") are used for disinfecting biologically treated wastewater in the final effluent channels before discharge to the environment and UV treatment of wastewater for re-use ensures that water meets the USEPA, EU or other wastewater disinfection standards; and

WHEREAS, the Troajn UV 4000 is a widely used wastewater UV disinfection system; and

WHEREAS, the Templeton & Associates, Inc. is the sole vendor for the Trojan UV System 4000 systems; and

WHEREAS, the Templeton & Associates, Inc. is the recommended sole source provider for the Trojan UV System 4000 systems; and

WHEREAS, the Chief Procurement Officer has authorized a sole source procurement in accordance with the City of Atlanta Code of Ordinances Section 2-1191; and

WHEREAS, the Commissioner of the Department of Watershed Management and the Chief Procurement recommend that the contract for Trojan UV System replacement parts, service and repair, be awarded to Templeton & Associates, Inc. in an amount not exceed Five Hundred Thousand Dollars (\$500,000.00); and

WHEREAS, the City has determined that it is desirable and in its best interests to make such recommended award.

THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY RESOLVES, that the Mayor is authorized to execute sole source procurement with Templeton & Associates, Inc. for Trojan UV System replacement parts, service and repair, on behalf of the Department of Watershed Management/Bureau of Wastewater Treatment and Collections in an amount not exceed Five Hundred Thousand Dollars (\$500,000.00).

BE IT FURTHER RESOLVED, that the term of the agreement shall be for two (2) years with two (2) one (1) year renewal options at the sole discretion of the City.

BE IT FURTHER RESOLVED, that all contracted work shall be charged to and paid from the listed Fund Department organization and Account Numbers 5051 (Water & Wastewater Revenue Fund) 170204 (DWM Treatment Plant - RM Clayton) 4335000 (Sewage Treatment Plants) 5317003 (Non-Consumable-Small Parts); 5051 (Water & Wastewater Revenue Fund) 170204 (DWM Treatment Plant-RM Clayton) 4335000 (Sewage Treatment Plants) 5311002 (Supplies, Non-Consumable); 5051 ((Water & Wastewater Revenue Fund) 170205 (DWM Treatment Plant – Utoy Creek) 4335000 (Sewage Treatment Plants) 5311002 (Supplies, Non-Consumable); 5051 ((Water & Wastewater Revenue Fund) 170205 (DWM Treatment Plant – Utoy Creek) 4335000 (Sewage Treatment Plants) 5317003 (Non-Consumable-Small Parts); 5051 (Water & Wastewater Revenue Fund) 170206 (DWM Treatment Plant - South River) 4335000 (Sewage Treatment Plants) 5311002 (Supplies, Non-Consumable); 5051 (Water & Wastewater Revenue Fund) 170206 (DWM Treatment Plant - South River) 4335000 (Sewage Treatment Plants) 5317003 (Non-Consumable-Small Parts).

BE IT FURTHER RESOLVED, that the Chief Procurement Officer is directed to assist the City Attorney in the preparation of an appropriate contractual agreement for execution by the Mayor.

BE IT FINALLY RESOLVED, that the Contract will not become binding upon the City, and the City will incur no liability under it until the Contract is executed by the Mayor, attested to by the Municipal Clerk, approved by the City Attorney as to form and delivered to Templeton & Associates, Inc.

**A RESOLUTION
BY FINANCE/EXECUTIVE COMMITTEE**

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CITY OF ATLANTA

Shirley Franklin
Mayor

SUITE 1790
55 TRINITY AVENUE, SW
ATLANTA, GA 30303
(404) 330-6204 Fax: (404) 658-7705
Internet Home Page: www.atlantaga.gov

DEPARTMENT OF PROCUREMENT
Adam L. Smith, Esq., CPPB
Chief Procurement Officer
asmith@atlantaga.gov

October 27, 2009

SOLE SOURCE PROCUREMENT CERTIFICATION

This sole source request is made for Templeton & Associates, Trojan UV System Replacement Parts, Service, and Repair for the City of Atlanta, Department of Watershed Management.

Having conducted an investigation of the available sources regarding the materials, goods and/or services stipulated herein pursuant to § 2-1191 of the City of Atlanta Code of Ordinances, Sole Source Procurement, my findings are the following:

1. Templeton & Associates – Is a sole source authorized distributor for the Trojan Technologies, Inc., in the State of Georgia. The TrojanUV4000Plus™ is a robust, high capacity system which introduced the benefits of high intensity, medium-pressure lamp technology to Wastewater Treatment. It also redefined sleeve cleaning technology with Trojan's patented, dual-action, chemical/mechanical ActiClean™ system. With over 375 installations, including some of the largest Wastewater Treatment Plants in the world, the TrojanUV4000Plus™ allows engineers and operators to incorporate chemical-free UV disinfection.
2. Templeton & Associates – A primary area of their expertise at Templeton & Associates Engineering Sales is the application of systems. They represent several of the premier pump manufacturers, as well as manufacturers of Control Systems, SCADA Systems, Membrane Systems, UV Disinfection, and more. Templeton & Associates represent only the highest quality equipment manufacturer, which oversee installation and start up as well as support, parts, and service.
3. Templeton & Associates – Is located at 4324 Brogdon Exchange, Suite 100, Suwanee, GA 30024.

I, Adam L. Smith, by the authority vested in me pursuant to § 2-1191, do hereby approve, direct and authorize the sole source procurement for Requisition Number: **Budget Year 2009-2010**.

The Templeton & Associates, Trojan UV System Replacement Parts, Service, and Repair, will be used for disinfecting biologically treated wastewater in the final effluent channels before being discharged into the environment for the City of Atlanta, Department of Watershed Management.

A handwritten signature in black ink, reading "Adam L. Smith".
Adam L. Smith



SHIRLEY FRANKLIN
MAYOR

City of Atlanta
Bureau of Wastewater Treatment & Collections
Division of Wastewater Collections
360 ENGLEWOOD AVENUE, SE ATLANTA, GA 30315
(404) 624-0751 FAX: (404) 624-0834

DEPARTMENT OF WATERSHED
MANAGEMENT
ROBERT J. HUNTER
COMMISSIONER

MEMORANDUM

To: Adam L Smith, Chief Procurement Officer
Department of Procurement

From: Robert J Hunter, Commissioner
Department of Watershed Management

Date: August 17, 2009

RE: **Sole Source Legislation for Trojan UV System**

The Bureau of Wastewater Treatment & Collection is requesting sole source legislation for Trojan UV System replacement parts, service and repair. Annual usage for FY09 was approximately \$400,000 per year for all wastewater facilities; however, to ensure coverage in emergency situations, the dollar amount request is \$500,000.

UV is installed for disinfecting biologically treated wastewater in final effluent channels before discharge to the environment. The UV treatment of wastewater for re-use ensures that treated water meets the USEPA, EU or other wastewater disinfection standards. Trojan UV 4000 is a widely used wastewater UV disinfection system.

Legislation should be approved for the following funding streams: 5051.170204.433500 (R M Clayton); 5051.170205.433500 (Utoy Creek); and 5051.170206.433500 (South River) Water Reclamation Centers (WRCs); the accounts may also vary based on the requested purchase. Purchases are mainly purchased using fund 5051 but may occasionally require utilization of fund 5052.

Please be advised that Templeton & Associates, 3585 Lawrenceville-Suwanee Road, Suwanee, Georgia 30024, is the authorized distributor for Trojan Technologies, Inc. in the State of Georgia. All purchase orders will be issued to Templeton & Associates.

Thank you for your assistance with this matter. If you should have any questions or need further information, please contact Sandra Holloway at (404) 635-2611 or Yakima Hayes at 404-635-2645.

cc: File

April 9, 2009

City of Atlanta- Watershed Management
55 Trinty Avenue, S.W
Atlanta, GA 30303-0307

RE: Trojan System UV4000 Plus

In the Engineered Submittal Package for the Trojan System UV4000, Trojan provided an equipment performance guarantee stating that the system will meet the required level of disinfection provided that the system is operated and maintained in accordance with recommendations made by Trojan Technologies.

In order for this equipment guarantee to be maintained, it is imperative that the appropriate components and replacement parts be used in the system. There are key replacement parts and system components that directly influence the performance and reliability of the system. Among these critical replacement parts are the UV relay cards and I/O Boards. Without using relay cards and I/O Boards that are approved and validated by Trojan Technologies, we cannot guarantee that the system will provide the required germicidal output. Subsequently, we cannot guarantee that the required UV dose is being delivered, if lamp output, ballast efficiency, and system programming is unknown.

In addition to the above mentioned replacement parts, the technical field service on the UV system should be provided by Trojan Technologies trained personnel. Only Trojan personnel, or their representatives, have the technical, equipment and software training to perform any required field service on the UV system.

DEPT. OF WATERSHED MGT
09 AUG 18 PM 1:35
BUREAU OF MANAGEMENT

TROJAN TECHNOLOGIES INC.

3020 GORE ROAD, LONDON, ONTARIO, CANADA N5V 4T7 T 519.457.3400 F 519.457.3030 WWW.TROJANUV.COM

Page 2
City of Atlanta
April 9, 2009

In order to keep the equipment performance guarantee intact, it is recommended that specialized system components be purchased and contracted through a Trojan authorized representative. Trojan purchases only validated system components (relay cards, I/O Boards etc.) from our suppliers and only those components meeting our performance standards are passed on to the customer.

Trojan's authorized representative for Georgia is:

TEMPLETON & ASSOCIATES/TEMSCO INC.
Contact: Ryan Neilan
4324 Brogdon Exchange
Suite 300
Suwanee, Georgia 30024
Tel: 770-614-8550/ 0194 - Fax: 770-614-5992/0325

If you have any questions regarding this matter, or require any additional information please do not hesitate to our office at 1-800-291-2150, option #1 or by fax at 1-800-291-0205.

Best regards,
TROJAN TECHNOLOGIES, INC.

Lynda Waechter
Municipal Territory Representative
North America Southeast
Trojan Technologies

3020 Gore Road
London, Ontario N5V 4T7
Tel 1-800-294-2150 Fax 1-800-291-0205
E-mail: southernus@trojanuv.com

DEPT OF WATERSHED MGT
09 AUG 18 PM 1:35
BUREAU OF MANAGEMENT

Part II: Legislative White Paper: (This portion of the Legislative Request Form will be shared with City Council members and staff)

A. To be completed by Legislative Counsel:

Committee of Purview: City Utilities

Caption: A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A SOLE SOURCE AGREEMENT WITH TEMPLETON & ASSOCIATES, INC. FOR TROJAN UV SYSTEM REPLACEMENT PARTS, SERVICE AND REPAIR ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT/BUREAU OF WASTEWATER TREATMENT AND COLLECTIONS, IN AN AMOUNT NOT TO EXCEED FIVE HUNDRED THOUSAND DOLLARS (\$500,000.00); ALL CONTRACT WORK SHALL BE CHARGED TO AND PAID FROM VARIOUS FUND DEPARTMENT ORGANIZATION AND ACCOUNT NUMBERS; AND FOR OTHER PURPOSES.

Council Meeting Date: November 16, 2009

Requesting Dept.: Watershed Management

B. To be completed by the department:

1. Please provide a summary of the purpose of this legislation (Justification Statement).

Example: The purpose of this legislation is to anticipate funds from a local assistance grant to purchase child safety seats.

Wastewater Treatment & Collection is requesting Sole Source Legislation for Trojan UV System replacement parts, service and repair. Annual usage for FY09 was approximately \$400,000 per year for all wastewater facilities; to ensure coverage in emergency situations the dollar amount request is \$500,000. UV installed for disinfecting biologically treated wastewater in final effluent channels before discharge to the environment. UV treatment of wastewater for re-use ensures that treated water meets US EPA, EU of other wastewater disinfection standards. Trojan UV 4000 is a widely used wastewater UV disinfection system.

2. Please provide background information regarding this legislation.

Example: The task force of homelessness conducted a study regarding homelessness, its impact and consequences on the City. This resolution reflects the Mayor's desire to open a twenty-four hour center that will respond to the needs of the homelessness in Atlanta.

3. If Applicable/Known:

(a) **Contract Type (e.g. Professional Services, Construction Agreement, etc):** Sole Source

(b) **Source Selection:**

(c) **Bids/Proposals Due:**

- (d) **Invitations Issued:**
- (e) **Number of Bids:**
- (f) **Proposals Received:**
- (g) **Bidders/Proponents:**
- (h) **Term of Contract:**

4. Fund Account Center (Ex. Name and number):

5051 (Water & Wastewater Revenue Fund) 170204 (DWM Treatment Plant - RM Clayton) 4335000 (Sewage Treatment Plants) 5317003 (Non-Consumable-Small Parts); 5051 (Water & Wastewater Revenue Fund) 170204 (DWM Treatment Plant-RM Clayton) 4335000 (Sewage Treatment Plants) 5311002 (Supplies, Non-Consumable); 5051 ((Water & Wastewater Revenue Fund) 170205 (DWM Treatment Plant - Utoy Creek) 4335000 (Sewage Treatment Plants) 5311002 (Supplies, Non-Consumable); 5051 ((Water & Wastewater Revenue Fund) 170205 (DWM Treatment Plant - Utoy Creek) 4335000 (Sewage Treatment Plants) 5317003 (Non-Consumable-Small Parts); 5051 (Water & Wastewater Revenue Fund) 170206 (DWM Treatment Plant - South River) 4335000 (Sewage Treatment Plants) 5311002 (Supplies, Non-Consumable); 5051 (Water & Wastewater Revenue Fund) 170206 (DWM Treatment Plant - South River) 4335000 (Sewage Treatment Plants) 5317003 (Non-Consumable-Small Parts).

Fund: _____ **Account:** _____ **Center:** _____

5. Source of Funds: Example: Local Assistance Grant

6. Fiscal Impact: This legislation will result in a reduction in the amount of \$500,000 of fund 5052 and 5051 collectively as the accounts may also vary based on the requested purchase. Purchases are mainly purchased using fund 5051 but may occasionally require utilization of fund 5052.

Example: This legislation will result in a reduction in the amount of _____ to Fund Account Center Number _____.

7. Method of Cost Recovery:

Examples:

- a. *Revenues generated from the permits required under this legislation will be used to fund the personnel needed to carry out the permitting process.*
- b. *Money obtained from a local assistance grant will be used to cover the costs of this Summer Food Program.*

This Legislative Request Form Was Prepared By: Phyllis Brown, Buyer (404) 330-6263

Legislation Summary

Committee of Purview:

Caption

A resolution authorizing the Mayor to execute an appropriate contractual agreement on behalf of the Department of Watershed Management with Templeton & Associates, Inc. in an amount not to exceed five hundred thousand dollars and no cents (\$500,000.00). All contract work shall be charged to and paid from various fund department organization and account numbers.

Council Meeting Date: November 16, 2009

Legislation Title: Resolution authorizing the Chief Procurement Officer to utilize in Pursuant to City Code Section 2-1191 (Sole Source Procurement), for the purpose of Trojan UV System Replacement Parts, Service, and Repair on behalf of the Department of Watershed Management in an amount not to exceed five hundred thousand dollars and no cents (\$500,000.00). All contract work shall be charged to and paid from various fund department organization and account numbers.

Requesting Department: Department of Watershed Management

Contract Type: N/A

Source Selection: Pursuant to City Code Section 2-1191 (Sole Source Procurement)

Bids/Proposals Due: N/A

Invitations Issued: N/A

**Number of Bids/
Proposals Received:** N/A

Bidders/Proponents: N/A

Justification Statement: N/A

Background: N/A

Fund Account Centers: All contract work shall be charged to and paid from various fund department organization and account numbers.

Source of Funds: N/A

Fiscal Impact: N/A

Term of Contract: N/A

Method of Cost Recovery: N/A

Approval:

DOF:

DOL:

Prepared By: Patricia Lowe, Buyer

Contact Number: 404.330.6583

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: GREG PRIDGEON

Dept.'s Legislative Liaison: _____ Maisha L. Wood _____

Contact Number: _____ (404) 330-6887 _____

Originating Department: _____ Department of Watershed Management _____
Committee(s) of Purview: _____ City Utilities Committee _____

Chief of Staff Deadline: _____ September 29, 2009 _____

Anticipated Committee Meeting Date(s): _____ October 28, 2009 _____

Anticipated Full Council Date: _____ November 16, 2009 _____

Legislative Counsel's Signature: _____  _____

Commissioner Signature: _____  _____

Chief Procurement Officer Signature: _____  _____

CAPTION

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A SOLE SOURCE AGREEMENT WITH TEMPLETON & ASSOCIATES, INC. FOR TROJAN UV SYSTEM REPLACEMENT PARTS, SERVICE AND REPAIR ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT/BUREAU OF WASTEWATER TREATMENT AND COLLECTIONS, IN AN AMOUNT NOT TO EXCEED FIVE HUNDRED THOUSAND DOLLARS (\$500,000.00); ALL CONTRACT WORK SHALL BE CHARGED TO AND PAID FROM VARIOUS FUND DEPARTMENT ORGANIZATION AND ACCOUNT NUMBERS; AND FOR OTHER PURPOSES.

FINANCIAL IMPACT (if any): \$500,000.00

Mayor's Staff Only

Received by CPO: _____ Received by LC from CPO: _____
(date) (date)

Received by Mayor's Office: _____ Reviewed by: _____
(date) (date)

Submitted to Council: _____
(date)